

REFERENCE TITLE: **failure to provide identification**

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

HB 2331

Introduced by
Representative Willoughby

AN ACT

**AMENDING SECTION 28-1595, ARIZONA REVISED STATUTES; RELATING TO CIVIL
TRAFFIC VIOLATIONS.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 28-1595, Arizona Revised Statutes, is amended to read:

28-1595. Failure to stop or provide driver license or evidence of identity; violation; classification

A. ~~The~~ AN operator of a motor vehicle who knowingly fails or refuses to bring the operator's motor vehicle to a stop after being given a visual or audible signal or instruction by a peace officer or duly authorized agent of a traffic enforcement agency is guilty of a class 2 misdemeanor.

B. After stopping as required by subsection A of this section, the operator of ~~a~~ THE motor vehicle who fails or refuses to exhibit the operator's driver license as required by section 28-3169 or a driver who is not licensed and who fails or refuses to provide evidence of the driver's identity on request is guilty of a class 2 misdemeanor. The evidence of identity that is presented shall contain all of the following information:

1. The driver's full name.
2. The driver's date of birth.
3. The driver's ~~residence~~ RESIDENTIAL address.
4. A brief physical description of the driver, including the driver's sex, weight, height and eye and hair color.
5. The driver's signature.

~~C. A person other than the driver of a motor vehicle who fails or refuses to provide evidence of the person's identity to a peace officer or a duly authorized agent of a traffic enforcement agency on request, when such officer or agent has reasonable cause to believe the person has committed a violation of this title, is guilty of a class 2 misdemeanor.~~

C. IF A PEACE OFFICER OR DULY AUTHORIZED AGENT OF A TRAFFIC ENFORCEMENT AGENCY HAS REASONABLE CAUSE TO BELIEVE THAT A PEDESTRIAN OR A PERSON WHO IS OPERATING A BICYCLE OR A PERSON WHO IS IN A MOTOR VEHICLE OTHER THAN THE OPERATOR HAS VIOLATED ANY PROVISION OF THIS TITLE, THE PERSON SHALL PROVIDE VERIFIABLE PROOF OF THE PERSON'S IDENTITY EITHER VERBALLY OR BY IDENTIFICATION CARD. A PERSON WHO FAILS TO PROVIDE VERIFIABLE PROOF OF THE PERSON'S IDENTITY ON REQUEST IS GUILTY OF A CLASS 2 MISDEMEANOR. FOR THE PURPOSES OF THIS SUBSECTION, "VERIFIABLE PROOF OF THE PERSON'S IDENTITY" INCLUDES ALL OF THE FOLLOWING:

1. THE PERSON'S FULL LEGAL NAME.
2. THE PERSON'S DATE OF BIRTH.
3. THE PERSON'S RESIDENTIAL ADDRESS, IF APPLICABLE.

D. A peace officer or duly authorized agent of a traffic enforcement agency may give the signal or instruction required by subsection A of this section by hand, emergency light, voice, whistle or siren.

1 E. A person shall not be convicted of a violation of subsection B
2 of this section if the person provided evidence of identity required by
3 subsection B, paragraphs 1 through 5 of this section and, IF APPLICABLE,
4 produces to the court a legible driver license or an authorized duplicate
5 of the license that is issued to the person and that was valid at the time
6 the violation of subsection B of this section occurred.